

**JOINT RESOLUTION SUPPORTING
EXPANSION OF CORRECTIONAL
FACILITIES**

2005 FIRST SPECIAL SESSION

STATE OF UTAH

Sponsor: David L. Hogue

LONG TITLE

General Description:

This joint resolution of the Legislature supports jail expansion in Beaver, Millard, and Sanpete Counties through a contract with the Utah Department of Corrections.

Highlighted Provisions:

This resolution:

- ▶ supports Beaver, Millard, and Sanpete Counties' expansion of their correctional facilities by means of a contract between the counties and the Utah Department of Corrections.

Special Clauses:

None

Be it resolved by the Legislature of the state of Utah:

WHEREAS, counties contract with the Department of Corrections to provide prison bed space for state prisoners;

WHEREAS, this contracting arrangement has proved beneficial to both the state and the counties and saved the taxpayers from the burden of building new state correctional facilities while at the same time assisting counties to meet their own correctional space needs;

WHEREAS, in accordance with Subsection 64-13c-401(1), "the department [of Corrections] may enter into a contract with a county government to house inmates only if the



Legislature has previously passed a joint resolution" containing the approximate number of beds to be contracted, the county's average daily rate the department will pay the county per inmate, and the approximate amount of the county's long-term debt and the length of that debt for the facility where the inmates are to be housed;

WHEREAS, the approximate number of beds to be contracted is 100 in Millard County, 200 in Beaver County, and 50 in Sanpete County, for a total of 350 beds;

WHEREAS, the county's average daily rate the department will pay the county per inmate, as determined under Title 64, Chapter 13c, Part 3, Reimbursement of Inmate Costs, is currently \$42.32 per day;

WHEREAS, Sanpete County, which is planning a new correctional facility, estimates the construction costs at \$10 million and plans to finance the full amount with 15-year bonds;

WHEREAS, Beaver County, which is planning an add-on to an existing correctional facility, estimates the approximate construction costs at \$7.5 million and plans to finance the full amount with 20-year bonds;

WHEREAS, Millard County, which is planning an addition to an existing correctional facility, estimates construction costs at approximately \$2.5 million and plans to finance the full amount with 15-year bonds;

WHEREAS, this planning cannot begin until authorization to build is received, and the Department of Corrections will report this information to the Legislature as soon as it is determined; and

WHEREAS, contracting with the Utah Department of Corrections for additional prison bed space would greatly assist the state and Beaver, Millard, and Sanpete Counties' efforts to have sufficient capacity to house their prison populations:

NOW, THEREFORE, BE IT RESOLVED that the Legislature of the state of Utah supports these jail expansions as beneficial to both the state and Beaver, Millard, and Sanpete Counties.

BE IT FURTHER RESOLVED that a copy of this resolution be sent to the Beaver, Millard, and Sanpete County Commissions and to the Utah Department of Corrections.

Legislative Review Note

as of 4-7-05 9:57 AM

Based on a limited legal review, this legislation has not been determined to have a high probability of being held unconstitutional.

Office of Legislative Research and General Counsel